

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: John F. Poccia III  
Application No.: 10/656,428  
Filed: September 5, 2003  
For: ABSORBENT ARTICLE

Confirmation No.: 7571  
Group No.: 3761  
Examiner: Ginger T. Chapman

**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

NOTICE OF APPEAL

Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated December 5, 2008, finally rejecting Claims 1, 3, 5 and 7-10 of the above-identified application.

The fee for filing of the Notice of Appeal is being paid electronically concurrently herewith. The Commissioner is hereby authorized to charge any additional fees, which may be required, or credit any overpayment, in connection herewith to Deposit Account No. 10-0750.

Respectfully submitted,

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Date: March 4, 2009

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**CERTIFICATE OF EFS SUBMISSION (37 C.F.R. § 1.8(a)(i)(1)(C))**

I hereby certify that on March 4, 2009, that this correspondence is being submitted to the Patent and Trademark Office via the Office Electronic Filing System in accordance with § 1.6(a)(4).

/Margaret Turner/  
*Signature*

Margaret Turner, Patent Paralegal  
*Type or print name of person certifying*